

NICHOLAS A. TRUTANICH
United States Attorney, District of Nevada
Nevada Bar Number 13644
HOLLY A. VANCE
Assistant United States Attorney
400 S. Virginia Street, Suite 900
Reno, NV 89501
(775) 784-5438
Holly.A.Vance@usdoj.gov

Attorneys for the United States

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARY KIM PICCININI, and
GEORGE ELDRIDGE & SON, INC.,

Plaintiffs,

V.

UNITED STATES OF AMERICA,

Defendant.

Case No. 3:17-cv-00584-HDM-WGC

**ORDER GRANTING
Joint Motion to Stay Proceedings**

Defendant United States of America and Plaintiff George Eldridge & Son, Inc.

respectfully request this Court to enter a stay of all proceedings and deadlines, including all motion and response deadlines, until March 12, 2020, in order to allow the parties to continue to focus on attempting to settle the case. Currently, the parties are close to reaching a settlement.

In support of this joint motion, the parties submit:

1. On December 31, 2019, the Court entered an Order of Dismissal with Prejudice (ECF No. 62) as to Plaintiff Mary Kim Piccinini's claims. George Eldridge & Son, Inc., is the only remaining Plaintiff in the case.

2. Eldridge & Son, Inc. and Defendant have recently been attempting to settle the case. Currently, they are close to reaching a settlement that will resolve all outstanding claims between the parties.

1 3. If an agreement is reached and approved by all necessary governmental officials,
2 a Compromise Settlement will be executed and request for payment submitted to the
3 United States' Treasury.

4 4. Courts have broad discretion to stay proceedings for a limited time. *See Landis v.*
5 *N. Am. Co.*, 299 U.S. 248, 254-55 (1936); *see also, Clinton v. Jones*, 520 U.S. 681, 706 (1997)
6 (courts have broad discretion in the management of cases, including the setting of cases for
7 trial).

8 5. This joint motion is filed in good faith and not for the purpose of delay.

9 6. If the matter is not concluded by March 12, 2020, the parties will file a motion
10 asking the Court to lift the stay.

11 7. Neither party will be prejudiced by a stay because trial is not scheduled until June
12 2020.

13 For the above reasons, the parties respectfully request this Court stay the proceedings
14 and deadlines in this matter until March 12, 2020.

15 Respectfully submitted this 21st day of January, 2020.

16 Counsel for Plaintiff George
17 Eldridge & Son, Inc.

18 _____
19 /s/ Sean P. Rose
20 SEAN P. ROSE

21 _____
22 /s/ Thomas R. Brennan
23 THOMAS R. BRENNAN

24 NICHOLAS A. TRUTANICH
25 United States Attorney

26 _____
27 /s/ Holly A. Vance
28 HOLLY A. VANCE
29 Assistant United States Attorney

30 Counsel for Defendant

31 IT IS SO ORDERED.

32 

33 _____
34 United States District Judge

35 _____
36 DATED: January 21, 2020